

RECEIVED
CENTRAL FAX CENTER

AUG 29 2005

*Intellectual Property Law***Waddey & Patterson, P.C.***Patents • Trademarks • Enforcement*

FAX COVER PAGE

Registered Patent Attorneys

Mark J. Patterson
I.C. Waddey, Jr.
Edward D. Lanquist, Jr.
Lucian Wayne Beavers
James R. Cartiglia
Emily A. Shouse
Larry W. Brantley*
Douglas W. Schelling, Ph.D.
Martha B. Allard
Phillip E. Walker
Howard H. Bayless

*Licensed in a State other than
Tennessee

TO: Examiner Lien M. Ngo

FROM: I. C. Waddey, Jr.

DATE: August 29, 2005

TIME: 3:15 p.m.

SUBJECT: Response and Amendment to Office Action Mailed May 27, 2005

MESSAGE: Attached please find a Response and Amendment to the Office Action
mailed May 27, 2005.

NOTE: THE INFORMATION IN THIS FACSIMILE TRANSMISSION MAY BE PROTECTED BY THE ATTORNEY-CLIENT PRIVILEGE AND MAY CONTAIN CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE PERSON NAMED ABOVE AND OTHERS WHO HAVE BEEN SPECIFICALLY AUTHORIZED TO RECEIVE IT. IF YOU ARE NOT THE INTENDED RECIPIENT YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE (615-242-2400) AND RETURN THE ORIGINAL TRANSMISSION TO US BY MAIL WITHOUT MAKING A COPY.

TOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 15

If you do not receive all of the pages, or if there is a problem, please call us as soon as possible at (615) 242-2400.

Our fax number is (615) 242-2221.

Fax Number Being Sent to : 703-872-9306

Offices also at:
AmSouth Center
200 Clinton Avenue
Suite 302
Huntsville, AL 35801
256.535.4400
Fax: 256.535.4402

Bank of America Plaza • 414 Union Street • Suite 2020 • Nashville, TN 37219
615.242.2400 • Fax: 615.242.2221 • www.iplawgroup.com

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

AUG 29 2005

Applicant: David A. Miceli
Serial No.: 10/753,971
Filed: August 25, 2005
For: Shellable Child Resistant Closure Container With
Positive Lock Mechanism
Group Art Unit: 3727
Examiner: Lien M. Ngo
Attorney's Docket No.: N1040-ICW
Customer No.: 23456

RESPONSE AND AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In response to the Office Action mailed May 27, 2005, please amend the
above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on
page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.